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Attorney for Defendant
APPLE INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

RAJA KANNAN,

Plaintiff,

v.

APPLE INC.,

Defendant.

Case No. 5:17-cv-07305-EJD (VKD)

**DEFENDANT APPLE INC.'S
STATEMENT RE PLAINTIFF'S
BONUS/STOCK AWARD**

Complaint Filed: December 26, 2017
FAC Filed: May 10, 2018
SAC Filed: October 19, 2018

1 Pursuant to the Order of Magistrate Judge Virginia DeMarchi (Dkt. 155), Defendant APPLE
 2 INC. (“Apple” or “Defendant”), by and through its respective counsel of record, hereby respectfully
 3 submits its statement regarding Plaintiff’s bonus/stock award.

4 Apple has produced as APL-KANNAN_0002085 an email between Heather Ramirez, former
 5 Senior Human Resources Manager, and Moazam Raja dated August 27, 2013 in which Mr. Raja
 6 requested to transfer a bonus from Plaintiff to another employee based on information that Mr. Raja
 7 received that morning. Mr. Raja conducted a search of his email and text messages and has no
 8 correspondence from the time period regarding this matter. As Ms. Ramirez has not been employed
 9 at Apple since approximately August 2016, Apple conducted a search of her emails and did not find
 10 any additional documents on this issue. Apple also searched the emails of Ms. Ramirez’s successor
 11 as well but did not locate any relevant information. Indeed, this email exchange occurred over 6 years
 12 ago. Since his deposition, Mr. Raja himself does not believe there is any other source of information
 13 that would refresh his recollection as to why he made the decision to transfer Plaintiff’s bonus.

14 Apple contends that the decision to move Mr. Kannan’s bonus in 2013 is time barred, and has
 15 no bearing on any of the claims he has asserted to date. Apple will continue to conduct a diligent
 16 search to understand whether there are any other sources of evidence that may provide additional
 17 insight, or may refresh Mr. Raja’s recollection into his decision to move the bonus to another person,
 18 and will update opposing counsel and this Court if any such information is located.

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 20 Dated: October 25, 2019

BAKER & McKENZIE LLP

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 22 By: //s//Todd K. Boyer

23 Todd K. Boyer
 24 Caroline Pham
 25 Attorney for Defendant
 26 APPLE INC.
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